

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF VIRGINIA
CRIMINAL MINUTES - TRIAL

Case No. 7:08CR54 At Roanoke Date 12/15/2009

PRESENT: HON James C. Turk, JUDGE C. Patrick Hogeboom, III
S. Sakalas Judy Webb John Richmond, Cindy Chung,
Deputy Clerk Court Reporter Asst. U.S. Attorney

| U.S.A. v. (DEFENDANTS LISTED BELOW) | | | | ATTORNEYS FOR DEFENDANTS | | | | |
|-------------------------------------|---|---|-------------------------------|------------------------------|---|---|---------------------------------|--|
| (1) <u>WILLIAM A. WHITE</u> | <input checked="" type="checkbox"/> present | <input checked="" type="checkbox"/> custody | <input type="checkbox"/> bond | <input type="checkbox"/> O/R | (1) <u>David Damico, Raphael Ferris</u> | <input checked="" type="checkbox"/> present | <input type="checkbox"/> apptd. | <input checked="" type="checkbox"/> retained |
| (2) | <input type="checkbox"/> present | <input type="checkbox"/> custody | <input type="checkbox"/> bond | <input type="checkbox"/> O/R | (2) | <input type="checkbox"/> present | <input type="checkbox"/> apptd. | <input type="checkbox"/> retained |
| (3) | <input type="checkbox"/> present | <input type="checkbox"/> custody | <input type="checkbox"/> bond | <input type="checkbox"/> O/R | (3) | <input type="checkbox"/> present | <input type="checkbox"/> apptd. | <input type="checkbox"/> retained |
| (4) | <input type="checkbox"/> present | <input type="checkbox"/> custody | <input type="checkbox"/> bond | <input type="checkbox"/> O/R | (4) | <input type="checkbox"/> present | <input type="checkbox"/> apptd. | <input type="checkbox"/> retained |
| | <input type="checkbox"/> present | <input type="checkbox"/> custody | <input type="checkbox"/> bond | <input type="checkbox"/> O/R | | <input type="checkbox"/> present | <input type="checkbox"/> apptd. | <input type="checkbox"/> retained |

☐ Case called and continued to _____ for trial.

☐ JURY TRIAL. The Jury impaneled and sworn (see attached list) ☐ COURT TRIAL

☒ Introduction of evidence for Government begun ☐ concluded; ☐ Continues XXX

☐ Motion for judgment of acquittal ☐ granted ☐ denied ☐ under advisement

☐ Introduction of evidence for defendant begun, ☐ concluded;

☐ Motion for judgment of acquittal renewed ☐ granted ☐ denied ☐ under advisement

☐ Rebuttal evidence; ☐ Surrebuttal evidence; ☐ Evidence concluded

☐ Case continued to _____ for further trial

☐ Closing Arguments ☐ Jury charged by court

☐ Jury retires to deliberate at _____ jury returns at _____

☐ **JURY VERDICT.** (See signed verdict as to each defendant. ☐ **FINDING BY COURT.**

(1) Defendant _____ (2) Defendant _____

(3) Defendant _____ (4) Defendant _____

☐ Jury polled. ☐ Polling waived. ☐ Mistrial declared. ☐ Jury discharged.

☐ Motion after verdict.

JUDGMENT: ☐ Defendant guilty ☐ Defendant not guilty

☐ Court received Presentence Report.

☐ Copy of Presentence Report not requested.

☐ A copy of same was furnished to counsel pursuant to Rule 32 F.R.C.P.

☐ Defendant to remain on bond.

☐ Defendant remanded to custody.

☐ Court orders presentence report.

☐ Case continued until _____ 20__ at _____ for sentencing.

☐ SENTENCE IMPOSED

____ ss Initials of Deputy Clerk

(Begin 9:11) USPO Michael Price present

Juror roll called - all present. USA continues presentation of their evidence.

(Recess 10:45 - Reconvene 10:58)

Continued presentation of USA's evidence.

(Recess 12:40 - Reconvene 1:47)

Continued presentation of USA's evidence.

(Recess 3:26 - Reconvene 3:40)

Continued presentation of USA's evidence.

(End 4:57)

Total time in court: 6 hours, 12 minutes

Clerk: S. Sakalas